

MS AF
RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1645

PATENT
1781-0178P

Corres. and Mail
BOX AF

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Jeak Ling DING et al. Conf.: 2336

Appl. No.: 09/426,776 Group: 1645

Filed: October 26, 1999 Examiner: Ja-Na HINES

For: ISOLATED NUCLEIC ACIDS ENCODING A
SECRETORY SIGNAL FOR EXPRESSION AND
SECRESSION OF HETEROLOGOUS RECOMBINANT
PROTEINS

11/06/2003 RHARIS1 00000031 09426776

01 FC:2401
02 FC:2253

165.00 OP
475.00 OP NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

RECEIVED

NOV 12 2003

TECH CENTER 1600/2900

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 5, 2003

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated May 6, 2003 of the Primary Examiner finally rejecting claims 30-54.

This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$475.00 is required for the full period of the above-requested extension of time.

An extension of _____ month(s) for responding to the Final Rejection was previously requested and paid for on

_____. Thus a fee of \$0.00 is required to obtain an additional _____() month(s) for filing the Notice of Appeal.

- Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

- Large entity - \$330.00
 Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$640.00.

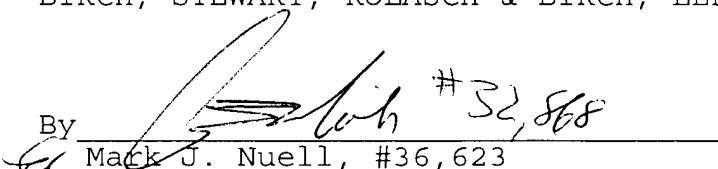
Payment of the above TOTAL FEE is being made in the following manner:

- Check(s) in the amount of \$640.00 is/are enclosed.
 Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Mack J. Nuell, #36,623

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(Rev. 09/30/03)